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PTO/SB/21 (09-04)

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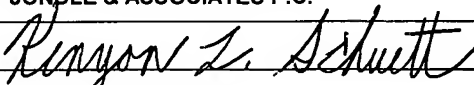
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<b>TRANSMITTAL FORM</b> <b>FEB 28 2006</b> <b>PTO</b> <b>U.S. PATENT &amp; TRADEMARK OFFICE</b> (to be used for all correspondence after initial filing)	Application Number	10/790,569
	Filing Date	March 1, 2004
	First Named Inventor	WILLIAM H. EBY
	Art Unit	1638
	Examiner Name	E. MCELWAIN
	Attorney Docket Number	1421-158
Total Number of Pages in This Submission		13

**ENCLOSURES (check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) ____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1) Certificate of Express Mail Label No. EV691717466US 2) ATCC deposit receipt
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Date	FEBRUARY 28, 2006	Reg. No.	44,324

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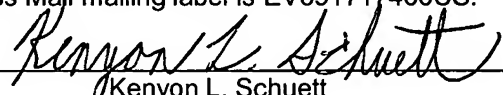
**IN THE  
UNITED STATES  
PATENT AND TRADEMARK  
OFFICE**

<i>Application Number</i>	10/790,569
<i>Filing Date</i>	March 1, 2004
<i>First Named Inventor</i>	William H. EBY
<i>Group Art Unit</i>	1638
<i>Examiner Name</i>	E. MCELWAIN
<i>Attorney Docket Number</i>	1421-158

*Title of the Invention:* **SOYBEAN CULTIVAR 0509253**

**CERTIFICATE OF EXPRESS MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail (post office to addressee) in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on this 28<sup>th</sup> day of February, 2006. The number of the Express Mail mailing label is EV691717466US.

  
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Reg. No. 44,324

**AMENDMENT**

Mail Stop Amendment  
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Sir:

In response to the Office Action mailed December 23, 2005, please enter the amendments as shown on the attached pages.

**Amendments to the Specification** begin on page 2.

**Amendments to the Claims** begin on page 4.

**Remarks** begin on page 9.